

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF WASHINGTON

IN RE: ESTATE OF QUEENIE
RING, ET AL.,

NO. CV-03-0399-EFS

Plaintiffs,

V.

LITTON LOAN SERVICE, ET AL.,

**ORDER DISMISSING ACTION AND
CLOSING FILE**

Defendants.

14 On November 16, 2005, the Court awarded terms against Cecilia
15 Cervantes and in favor of Defendants. (Ct. Rec. 187.) This decision was
16 appealed by Ms. Cervantes to the Ninth Circuit Court of Appeals on
17 December 9, 2006 (Ct. Rec. 194). After Ms. Cervantes filed her appeal,
18 the parties filed a Stipulation of Dismissal with the Court, in which all
19 parties to the action agreed Plaintiffs' claims should be dismissed and
20 that upon Ms. Cervantes' payment of the terms awarded against her, the
21 action be fully dismissed. (Ct. Rec. 197.) On December 22, 2006,
22 pursuant to the parties' Stipulation of Dismissal, the Court dismissed
23 Plaintiffs' claims and stayed the case pending the outcome of Ms.
24 Cervantes' appeal. (Ct. Rec. 198.)

25 On March 16, 2006, the Court received an Order from the Ninth
26 Circuit indicating Ms. Cervantes' appeal had been voluntarily dismissed.
(Ct. Rec. 204.) Then, on April 12, 2006, Defendants and Ms. Cervantes

1 filed a Stipulation of Dismissal, in which Defendants indicate they agree
2 not to pursue collection of the terms awarded against Ms. Cervantes in
3 exchange for Ms. Cervantes' dismissal of her appeal. (Ct. Rec. 205.) In
4 addition, in their Stipulation of Dismissal, Defendants and Ms. Cervantes
5 agreed the case should be closed without any further action. *Id.*

6 Because the parties by way of their two Stipulations of Dismissal
7 (Ct. Recs. 197 & 205) have agreed that no further action is necessary in
8 this case, the Court dismisses this action with prejudice and without the
9 award of attorneys' fees or expenses.

10 **IT IS HEREBY ORDERED:** Defendants' and Ms. Cervantes' Stipulation of
11 Dismissal (**Ct. Rec. 205**) is **GRANTED**.

IT IS SO ORDERED. The District Court Executive is directed to:

13 (A) Enter this Order;

14 (B) Provide a copy to all counsel and Ms. Cervantes; and

15 (C) CLOSE THIS FILE.

16 | **DATED** this 11th day of May 2006.

18 s/ Edward F. Shea
EDWARD F. SHEA
19 United States District Judge

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